

MEETINGS TO DATE 27
NO. OF REGULARS 22
NO. OF SPECIALS 5

LANCASTER, NEW YORK
DECEMBER 5, 1977

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 5th day of December, 1977 at 8:00 P.M. and there were:

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
EDWARD A. BERENT, COUNCILMAN
PETER J. BOLENDER, COUNCILMAN
ARTEL J. METZ, COUNCILMAN

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
ROBERT W. URBAN, HIGHWAY SUPERINTENDENT

PUBLIC HEARING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M., the Town Board held a Public Hearing to hear all interested parties and citizens regarding the use of \$75,174.00 in Federal Community Development Funds in the Town of Lancaster for the year 1978.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

The Town Clerk presented the following communications relative to this public hearing:

1. Copy of a letter from the Town Clerk to the Lancaster Fire Council and the four (4) fire companies with which the Town of Lancaster contracts for fire protection, transmitting to them a notice of this Public Hearing and requesting their attendance and input.

PUBLIC HEARING SCHEDULED FOR 8:00 P.M. CONT'D.:

The Supervisor, at this point, outlined the purpose of this hearing and reviewed for those present the general scope and intent of the Housing and Community Development Act of 1974 and outlined the Town's participation in the program for the years 1975, 1976, and 1977, commenting upon the establishment of a Starter Fund for restoration of the Opera House in the Town Hall and the participation in a pool funding program to enable low income individuals to receive subsidized loans to upgrade their homes.

After the Supervisor finished his general comments and review, he answered any questions presented and then asked if anyone present wished to speak and be heard on this matter. The following persons were heard:

Mr. George MacPeck, 203 Broezel, Lancaster, New York, representing the Bowmansville Volunteer Fire Dept., suggested that the 1978 funds be used for purchasing, or assisting in the purchase of, fire protection devices for homes.

Mr. Robert Urban, Highway and Sewer Superintendent of the Town of Lancaster, suggested that the funds be used to update and renovate the sewer lines within Sewer District No. 2 of the Town of Lancaster.

ON MOTION BY COUNCILMAN METZ, AND SECONDED BY COUNCILMAN BOLENDER AND CARRIED, by unanimous roll call vote, the Public Hearing was closed at 8:25 P.M.

BID OPENING SCHEDULED FOR 8:30 P.M.:

At 8:30 P.M., the Town Board considered sealed proposals for furnishing to the Town of Lancaster No. 2 Fuel Oil to be used by the Town during the year 1978.

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN METZ AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:30 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

BID OPENING SCHEDULED FOR 8:30 P.M. CONT'D.:

The following proposals were received:

<u>BIDDER</u>	<u>BID</u>
Kurk Fuel Oil Company 1276 Harlem Road Cheektowaga, New York 14206	\$0.452 per gallon

The Town Board later in the meeting adopted a resolution awarding the Fuel Oil Contract to Kurk Fuel Oil Company.

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

<u>DEPARTMENT</u>	<u>MONTH OR MONTHS OF</u>
Town Clerk	November, 1977
Building Inspector	November, 1977

The Town Clerk reported that the following Boards, Commissions, Bureaus, and Committees of the Town of Lancaster have filed with him minutes or memorandums of their meetings as follows:

Recreation Commission	November 17, 1977
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COMMITTEE REPORTS:

Councilman Berent, for the Police and Safety Committee, turned over to the Supervisor a set of plans prepared by Mike Ponvert and the Police Force of the Town of Lancaster relative to use of the old bomb shelter at the Lancaster Town Center for a pistol range to be used by the Town of Lancaster Police Department.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BERENT , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board,
held November 21, 1977, as presented by the Town Clerk, be and hereby are
approved.

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~duhlyxx~~
The resolution was thereupon unanimously adopted.

December 5, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Town Superintendent of Highways has duly recommended the purchase of one (1) New 1978 4x4 Truck, 6,200 lbs. G.V.W. for use of the Highway Department, pursuant to Section 142 of the Highway Law, and

WHEREAS, BISON FORD TRUCK SALES, INC., 2370 Walden Avenue, Cheektowaga, New York, has submitted the lowest responsible bid in accordance with the specifications in the sum of \$7,415.00,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 142 of the Highway Law, the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, one (1) New 1978 4x4 Truck, 6,200 lbs. G.V.W., for use of the Highway Department, for a maximum price of \$7,415.00, with delivery to be made in accordance with the specifications.

The terms of payment will be as follows:

1. Check from proceeds of Bond Anticipation Note \$7,415.00

A contract for purchase of the item shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the Erie County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item purchased in accordance with the terms of the Bond Resolution and such contract.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYS VOTED YES
COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ, TO WIT:

WHEREAS, the Town Superintendent of Highways has duly recommended the purchase of one (1) new 1978 10,000 lbs., G.V.W., Dump Truck for use of the Highway Department, pursuant to Section 142 of the Highway Law, and

WHEREAS, BISON FORD TRUCK SALES, INC., 2370 Walden Avenue, Cheektowaga, New York, has submitted the lowest responsible bid in accordance with the specifications in the sum of \$8,144.00,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 142 of the Highway Law, the Town Superintendent of Highways is hereby authorized to purchase, in accordance with the provisions of Article 5-A of the General Municipal Law, with the approval of the County Superintendent of Highways, one (1) New 1978 10,000 lbs., G.V.W., Dump Truck, for use of the Highway Department, for a maximum price of \$8,144.00, with delivery to be made in accordance with the specifications.

The terms of payment will be as follows:

1. Check from proceeds of Bond Anticipation Note \$8,144.00

A contract for purchase of the item shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the Erie County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item purchased in accordance with the terms of the Bond Resolution and such contract.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, a certain on-site modification in the construction of the
Lancaster Public Works Garage has resulted in the necessity of a change-order,
and,

WHEREAS, the Town of Lancaster's Architect and Superintendent of
Highways have recommended such change-order be accepted by the Town of
Lancaster, and said change order is on file with the Town Clerk,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor be and hereby is authorized and
directed to execute the following change-order:

Change Order No.

P-1

Delete sump pump and piping associated
with the hydraulic lift. The hydraulic
lift has been omitted from the contract.

Deduct \$529.00

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~clerk~~

The resolution was thereupon unanimously adopted.

December 5, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ, TO WIT:

WHEREAS, the Town of Lancaster has previously invited bids for the
furnishing of fuel oil for the needs and requirements of the Town of Lancaster
for the year 1978, and

WHEREAS, Kurk Fuel Oil Company, has submitted
the lowest responsible bid in accordance with the specifications therefor, in
the amount of \$.452 per gallon,

NOW, THEREFORE, BE IT

RESOLVED, that the low bid of Kurk Fuel Oil Company in
the amount of \$.452 per gallon, be and hereby is accepted, said oil delivered
to be metered and metered delivery checks to be submitted therewith, and

BE IT FURTHER

RESOLVED, that the Town Attorney prepare the necessary contract and
the Supervisor be and hereby is authorized and directed to execute said
contract on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

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The resolution was thereupon unanimously adopted.

December 5, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT, WHO MOVED
ITS ADOPTION, SECONDED BY THE ENTIRE
TOWN BOARD, TO WIT:

WHEREAS, GEORGE MAC PEEK, long active in the volunteer firematics
in the Town of Lancaster and known throughout New York State for his dedication,
leadership and performance in volunteer firemen's activities, has been
appointed Erie County Commissioner of Fire Safety, and

WHEREAS, in said appointment Erie County will have the best
possible qualified individual for said position, bringing honor both to
GEORGE MAC PEEK and the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster extends its
sincere congratulations and best wishes to GEORGE MAC PEEK upon the occasion
of his appointment as Erie County Commissioner of Fire Safety, and

BE IT FURTHER

RESOLVED, that a certified copy of this resolution be forwarded to
Mr. MacPeek and to the four contracting fire companies of the Town of
Lancaster and to the Lancaster Fire Council.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

~~xbudyx~~

The resolution was thereupon unanimously adopted.

December 5, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Erie County Attorney has submitted a contract between
the County of Erie and the Town of Lancaster covering the removal of snow and
ice on certain roads located within the boundaries of the Town of Lancaster,
for the period November 1, 1977 through October 31, 1978;

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is
hereby authorized and directed to execute a contract between the Town of
Lancaster and the County of Erie for the removal of snow and ice on certain
roads located within the boundaries of the Town of Lancaster for the period
November 1, 1977 through October 31, 1978, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby authorized and
directed to certify to the County of Erie as to the adoption of this resolution
and that the Town of Lancaster is covered by bodily injury liability insurance
in the sum of \$100,000.00 for each person and \$300,000 for each accident;
property damage liability insurance in the sum of \$50,000.00 for each accident
and Workmen's Compensation Insurance coverage for all employees and that the
aforesaid insurance fully covers the period of November 1, 1977 through
October 31, 1978.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED NO
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED NO

duly

The resolution was thereupon ~~unanimously~~ adopted.

December 5, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER, WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Funds	No. 5949 to 5998 Incl.	\$50,945.47
Special District Funds	No. 261 to 264 Incl.	\$ 4,656.24
Part Town Funds	No. 490 to 496 Incl.	\$ 345.90
Highway Funds	No. 1645 to 1656 Incl.	\$12,263.90
Trust & Agency Funds	No. 223 to 226 Incl.	\$ 3,852.39
Federal Revenue Sharing	No. 860 to 874 Incl.	\$ 2,700.45
Capital Fund	No. 288 to 292 Incl.	\$ 8,573.44

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

~~only~~
The resolution was thereupon unanimously adopted.

December 5, 1977

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN METZ , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be and
 are hereby approved and the issuance of Building Permits be and are hereby
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
170	Town Line Fire Dept.	6507 Broadway	ER. FR. STEEL BARN
171	Marrano Enter.	2 Pheasant Run	ER. FR. BRK. VEN. FRONT SIN. DWLG PVT. GARAGE
172	Marrano Enter.	12 Pheasant Run	ER. FR. BRK. VEN. FRONT SIN. DWLG PVT. GARAGE

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
 COUNCILMAN BERENT VOTED YES
 COUNCILMAN BOLENDER VOTED YES
 SUPERVISOR KEYSA VOTED YES
 COUNCILMAN METZ VOTED YES

~~clerk~~
 The resolution was thereupon unanimously adopted.

December 5, 1977

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore advertised for bids to be received November 21, 1977, for three (3) new 1978 automobiles for the use of the Police Department, and

WHEREAS, all bids submitted for said automobiles were in excess of estimated cost,

NOW, THEREFORE, BE IT

RESOLVED, that the resolution of the Town Board of the Town of Lancaster adopted November 7, calling for bids for three (3) new 1978 automobiles for the use of the Police Department be and hereby is rescinded and that the bids received pursuant thereto be and hereby are rejected, with bid security to be returned to the bidders.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

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The resolution was thereupon unanimously adopted.

December 5, 1977

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Chief of Police of the Town of Lancaster, by letter dated November 28, 1977, has requested the Town Board to advertise for bids to furnish three (3) new 1978 Police Cars for use by the Police Department, and

WHEREAS, the Police Committee of the Town Board has approved such request,

NOW, THEREFORE, BE IT

RESOLVED, that Notice to Bidders and/or Automobile Dealers, in form attached hereto and made a part hereof, be published in the Lancaster Enterprise-Journal and be posted according to law, that the Town Board will receive bids up to 9:00 o'clock P.M., Local Time on December 19, 1977, to furnish three (3) new 1978 Police Cars for use by the Police Department of the Town of Lancaster in accordance with specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

December 5, 1977

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS AND/OR
AUTOMOBILE DEALERS

NOTICE IS HEREBY GIVEN that sealed bids and/or proposals will be received by the Town Board of the Town of Lancaster, Erie County, New York, at the Town Hall, 21 Central Avenue, Lancaster, New York, up to 9:00 o'clock P.M., Local Time, on the 19th day of December, 1977, for furnishing to the Police Department of the Town of Lancaster, New York, three (3) New 1978 Police Cars for use by the Police Department of the Town of Lancaster, in accordance with specifications on file in the Town Clerk's office, 21 Central Avenue, Lancaster, New York.

A certified check or bid bond in an amount representing two per cent (2%) of the "Gross Bid", payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Town reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

December 5, 1977

Councilman Bolender requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, it has been requested that the following individual be authorized to attend a meeting which purpose is for acceptance of membership on the Advisory Committee for the Prevention of Drug Abuse, and

WHEREAS, it is deemed in the public interest that such authorization be granted,

NOW, THEREFORE, BE IT

RESOLVED, that the following individual be and is hereby authorized to attend the following meeting:

Fr. John R. Whiteford, Chairman, Drug Abuse Prevention Council - Advisory Committee for the Prevention of Drug Abuse, Albany, New York, December 14, 1977, with reimbursement for actual and necessary expenses not to exceed \$100.00, plus meals.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1977

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPSNEION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BERENT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Highway Superintendent and the Highway Committee of the Town Board of the Town of Lancaster have recommended, after detailed study, that it would be beneficial and to the best interests of the Town of Lancaster to standardize the components of a radio communications system for the Highway Department to those components manufactured and supplied by Motorola, Inc., of Schaumburg, Illinois;

NOW, THEREFORE, BE IT

RESOLVED, that for reasons of efficiency, economy and availability of replacement parts and service, and pursuant to Section 103, subdivision 5 of the General Municipal Law of the State of New York, it is determined by the Town Board of the Town of Lancaster, that the Town of Lancaster standardize radio communications components and equipment to those manufactured and supplied by Motorola, Inc., of Schaumburg, Illinois.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED	YES
COUNCILMAN BERENT	VOTED	YES
COUNCILMAN BOLENDER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES
COUNCILMAN METZ	VOTED	YES

The resolution was thereupon unanimously adopted.

December 5, 1977

Councilman Bolender requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the radio communications system of the Town Highway Department has deteriorated to the point where a new radio communications system is necessary for the efficient operation of said department, and

WHEREAS, the Highway Superintendent has filed specifications with the Town Clerk for said radio communications system, and

WHEREAS, the Town Board of the Town of Lancaster has standardized on radio communications equipment, specifically engineered, designed, manufactured and supplied by Motorola, Inc., of Schaumburg, Illinois,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk be and is hereby authorized and directed to place a Notice to Bidders, in form attached hereto and made a part hereof, in the Lancaster Enterprise-Journal and to post notices thereof according to law, that the Town Board will receive bids up to 8:00 o'clock p.m., Local Time on December 27, 1977, for the furnishing to the Town of Lancaster, Radio Communication Equipment manufactured by Motorola Inc., Schaumburg, Illinois, for use by the Highway Department of the Town of Lancaster, in accordance with specifications on file in the office of the Town Clerk.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT	VOTED YES
COUNCILMAN BERENT	VOTED YES
COUNCILMAN BOLENDER	VOTED YES
SUPERVISOR KEYSA	VOTED YES
COUNCILMAN METZ	VOTED YES

The resolution was thereupon unanimously adopted.

December 5, 1977

LEGAL NOTICE
TOWN OF LANCASTER
NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that sealed bids will be received by the Town Board of the Town of Lancaster, Erie County, New York, at the Town Hall, 21 Central Avenue, Lancaster, New York, up to 8:00 o'clock, P.M., Local Time, on December 27, 1977, for furnishing to the Town of Lancaster, Radio Communication Equipment manufactured by Motorola Inc., Schaumburg, Illinois, for use by the Highway Department of the Town of Lancaster, in accordance with specifications on file in the Town Clerk's office, 21 Central Avenue, Lancaster, New York.

A check or bid bond in the amount of One Hundred Dollars (\$100.00), payable to the Supervisor of the Town of Lancaster, and a Non-Collusive Bidding Certificate must accompany each bid.

The Town reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL
Town Clerk

December 5, 1977

STATUS REPORT ON UNFINISHED BUSINESS:1. Preferential Rights - Erie-Lackawanna R.R.

On October 17, 1977, Hansen Appraisal Services Inc. quoted a price to the Supervisor of the Town of Lancaster for \$1,200.00 for appraisal of the Erie-Lackawanna R.R. property to be shared equally at \$400.00 per municipality. On November 10, 1977, the Alden Town Board agreed to be represented by the Town for a fee of \$400.00 as their share. On November 22, 1977, the Supervisor, by letter, retained Hansen Appraisal Services Inc. for this appraisal.

2. Public Dedication of Townedge Water Lines

On April 18, 1977, the Town Board adopted a resolution requesting the Erie County Water Authority to review and accept a proposal for the interconnection of an 8-inch line between Transit Road and Aurora Street as it passes through both Townedge Apartment Complex and the proposed Countryside Subdivision.

3. Public Improvement Permit Authorization, Lancaster Industrial Park

On September 6, 1977, the Town Board approved Public Improvement Permit Nos. 41 and 42 for storm sewer, pavement and curbs.

4. Public Improvement Permit Authorization, Pleasant Meadow Subdivision

On September 6, 1977, the Town Board approved Public Improvement Permit Nos. 43 and 44 for Phase II; water, storm drain, pavement and curbing.

5. Request Speed Evaluation, Erie Street - Former Erie R.R. tracks to Village of Lancaster East Line

On September 20, 1977, the N.Y.S. Dept. of Transportation acknowledged receipt of the Town Board's report for a traffic evaluation at this location and indicated that an investigation will be made as soon as their caseload permits.

6. Rezone Petition, Guenter H. and Eva G. Burkhardt

On October 6, 1977, the petitioner filed with the Town Clerk an amended rezone petition and the Town Clerk transmitted the petition to the Planning Board for their review and report. The Planning Consultant has written the petitioner requesting a development plan for the proposed rezone areas and no action will be taken by the Planning Board until the petitioner submits the required development plan.

7. Rezone Petition, 67 Sheldon, Inc.

On July 18, 1977, this matter was presented to the Town Board and referred to the Planning Board for report and recommendation. On September 6, 1977, it was referred back to the Planning Board for additional review and report.

8. Subdivision Approval, Josela Enterprises, Countryside Subdivision

On November 21, 1977, the Town Engineer indicated that the Town Engineer has received revised plans in accordance with letter dated April 22, 1977.

9. Subdivision Approval, Woodview Estates Subdivision

On May 16, 1977, this matter was presented to the Town Board and referred to the Planning Board, Town Engineers and Planning Consultant for review and report. The developer has been requested to submit drainage calculations and a revised plan in accordance with the Town Engineer's letter dated May 17, 1977.

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

10. Warning Device, Schwartz Road at ConRail Crossing (formerly E.L.R.R.)
On October 28, 1977, the N.Y.S. Dept. of Transportation reported that due to the large increase in numbers of similar warning device projects, it would appear that work would not be completed until the 1979 construction season. On November 21, 1977, the Deputy Town Clerk was directed to insist upon a 1978 deadline for construction due to four (4) accidents occurring at this grade crossing during the past 1½ years.

PERSONS DESIRING TO ADDRESS TOWN BOARD

Mrs. Diane Miller, Mr. Robert Deutschlander, and Mrs. Alma McNutt, representing the Lancaster BiCentennial Committee spoke at great length with the Town Board relative to the Town Board's commitment and intentions relative to restoration of the second floor Town Hall Opera House.

Assurances were given by the Town Board to the representatives of the BiCentennial Committee that the Town Board is committed to this project and that they will proceed with this project as funds become available.

COMMUNICATIONSDISPOSITION

831. Copy of a Notice of Public Hearing regarding rezone of property to be held 11/28/77 at the Lancaster Municipal Bldg.
832. Sen. Dale Volker to Town Clerk - Transmittal of copy of letter sent to Comm. Whalen supporting continuation of services by St. Joseph's Intercommunity Hospital.
833. Sec'y, Town Line Vol. Firemen's Benevolent Assoc. to Town Clerk - Notification that all correspondence relative to Building and Grounds of the Town Line Vol. Fire Dept. be directed to Sec'y, Town Line Vol. Firemen's Benevolent Assoc.
834. Copy of letter from Supervisor to Geo. MacPeck expressing congratulations on his nomination as Erie County Comm. of Safety.
835. Copy of letter from Supervisor to Hansen Appraisal Service Inc. requesting preparation of appraisal of D.L.&W. Lines.
836. Asst. Supt. for Business, Lancaster Central School District to Supervisor - Transmittal of information regarding lawsuit by the Nat'l Institute of Municipal Law regarding Unemployment Insurance Law and requesting support from the Town for same.
837. Copy of letter from Supervisor to Mrs. Hallie Howell transmitting revised agreement and resolution regarding mutual agreement for snow removal with suggestion that they be proposed immediately to the County Executive and County Legislature.
838. Norbert Orsolits to Town Board - Request for placement of signs on Simme Rd. stating "Slow, Children at Play."
839. Deputy Town Clerk to Town Board - Resume of actions taken in response to directions and resolutions of the Town Board meeting of 11/21/77.
840. Copy of letter from Town Attorney to Town Clerk regarding public improvement security in connection with Pleasant Meadow Subdivision.
841. Copy of a Notice of Public Hearings on statewide historic preservation legislation to be held at various locations in December.
842. Supervisor to Town Board - Notification of investment of funds with Liberty Mutual, M & T Trust Co. and Marine Midland Bank with various rates of interest.

R & F

R & F

Town Clerk

R & F

R & F

Deputy Town Att'y

Supervisor

Police Chief
Town Att'y

R & F

R & F

R & F

R & F

COMMUNICATIONS CONT'D.:DISPOSITION

843. Town Attorney to Town Board - Recommendation of engineering review of construction requirements of E.C.S.D. No. 4 concerning sanitary sewers.	<u>Sewer Committee</u> <u>Town Engineer</u>
844. Highway Supt. to Town Board - Notification of delivery on 11/14/77 of new tractor shovel as per specification; delivery on 11/21/77 of new Oshkosh truck; and trade-in of 1966 Oshkosh.	<u>R & F</u>
845. Police Chief to Town Board - Request notification of all concerned of rejection of bids on three (3) police cars with request for advertisement for new bids to be received on 12/19/77.	<u>R & F</u>
846. Copy of memo from the County Dept. of Personnel regarding employment of physically handicapped.	<u>R & F</u>
847. County Executive to Supervisor - Notification of award in the amount of \$100,000. for Lancaster Walden Industrial Development.	<u>Supervisor</u>
848. Highway Supt. to Town Board - Recommendation that bid be awarded to Bison Ford for 4 x 4 truck in the amount of \$7415.00.	<u>R & F</u>
849. Highway Supt. to Town Board - Recommendation that bid be awarded to Bison Ford for 10,000 lb. truck in the amount of \$8144.00.	<u>R & F</u>
850. Highway Supt. to Town Board - Recommendation of purchase of the Ronco Communication system with transmittal of information regarding telephone and communications systems.	<u>Highway Supt.</u>
851. Copy of letter to Town Board from Deputy Town Attorney regarding unemployment insurance benefits.	<u>Council. Metz</u> <u>Town Clerk</u>
852. Police Chief to Town Board - Request transfer of \$1032.22 from Youth Bureau and Ambulance Use Accounts to Police Acct. No. 3120.431.	<u>R & F</u>
853. Highway Supt. to Town Board - Transmittal of 2-way system communication replacement requirements.	<u>Town Att'y</u> <u>Highway Supt.</u>
854. Leg. Norman J. Wolf, Jr. to Town Clerk - Notification of agreement with the Town Board regarding County funding.	<u>R & F</u>
855. N.Y.S. Dept. of Trans. to Town Clerk - Notification of order establishing the center lane for exclusive left-hand turns on Rt. US 20 and Rt. 78 in the Town of Lancaster.	<u>Police Chief</u> <u>Village of Depew</u>

COMMUNICATIONS CONT'D.:DISPOSITION

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| 856. County Dept. of Public Works -
Request for brush clearance at Hall and
Ransom Rd. and when achieved, installation
of an appropriate control by the County. | Highway Supt.
Town Att'y |
| 857. Copy of the November, 1977 Report of the
Town Clerk. | R & F |
| 858. Copy of the Recreation Commission minutes
for meeting held 11/17/77. | R & F |
| 859. Chair., Recreation Comm. to Town Board -
Request permission to attend Annual
Recreation Conference of N.Y. at the
Concord Hotel from 1/19-1/22/78. | Town Att'y |
| 860. Copy of the November, 1977 Report of the
Building Inspector. | R & F |
| 861. Chair., Drug Abuse Prevention Council to
Supervisor -
Request permission to attend meeting of
N.Y.S. Office of Drug Abuse Services to
be held at Albany on 12/14/77. | R & F |
| 862. Chair., Drug Abuse Prevention Council to
Town Board -
Recommendation of appointment of Lorraine
Pierro to the position of Drug Abuse
Coordinator effective 12/19/77 with
transmittal of resume. | R & F |
| 863. Town Engineers to Town Board -
Transmittal of copies of Change Order P-1
regarding the new Highway Garage. | R & F |
| 864. N.Y.S. Dept. of Trans. to Supervisor -
Notification of accepted projects that
were submitted for State Aid. | Highway Supt. |
| 865. Copy of letter from Supervisor to Historian,
Highway Supt., Recreation Dir., and Building
Inspector transmitting copy of letter from
County Dir., Employment and Training Services
indicating approval of all applications except
Youth Bureau. | R & F |
| 866. Chair., Youth Bureau to Supervisor -
Transmittal of copy of statement delivered
at a public hearing on Mental Health and
Aftercare. | R & F |

ADJOURNMENT:

ON MOTION OF COUNCILMAN BERENT, AND SECONDED BY THE ENTIRE TOWN
BOARD AND CARRIED, the meeting was adjourned at 8:40 P.M. out of respect to:

Elfie Landahl

Thomas English

Signed _____

Robert P. Thill, Town Clerk